

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT



Application No. 15133 of Judiciary Tower Associates, pursuant to 11 DCMR 3108.1 and 3107.2, for a special exception under Section 508 to allow office use on all floors, a variance from the maximum permitted commercial floor area ratio requirements (Sub-section 531.1), a variance from the off-street parking requirements (Sub-section 2101.1), and a variance from the loading berth, loading platform and service delivery space requirements (Sub-section 2201.1) for proposed alterations and repairs of an existing structure to extend the office use for an international organization, non-profit organization, labor union, architect, dentist, doctor, engineer, lawyer, or similar professional person to the 7th through 10th floors in an HR/SP-2 District at premises 450 H Street, N.W., (Square 518, Lot 103).

HEARING DATES: September 27, 1989 and January 10, 1990  
DECISION DATE: January 10, 1990 (Bench Decision)

ORDER

The application was originally scheduled for the public hearing of September 27, 1989. A representative of the applicant appeared at the public hearing and requested that the public hearing on the application be postponed to allow the applicant additional time to address the issues raised by the Office of Planning and the Department of Public Works. The Board continued the application to the public hearing of January 10, 1990.

At the public hearing of January 10, 1990, the Board called for the application in the order in which it was scheduled and at the conclusion of the public hearing. There was no response from any representative of the applicant. The record contains a letter from the applicant's representative dated January 4, 1990 requesting a thirty-day postponement of the public hearing on the application. The applicant's representative indicated that it had received an offer to purchase the building for possible development in compliance with the HR/SP-2 District.

The Board finds that the subject application has been calendered for public hearing before the Board on two public hearing dates and, further, that no representative of the applicant was present at the public hearing of January 10, 1990 to address the request for postponement or to hear the

Board's decision regarding that request. In addition, the Board notes that if the property is sold and developed as a matter-of-right, no additional action by the Board would be required.

Upon consideration of the foregoing facts, it is ORDERED that the application is hereby DISMISSED for failure of prosecution.

DECISION DATE: January 10, 1990

VOTE: 4-0 (Carrie L. Thornhill, William F. McIntosh, Paula L. Jewell and Charles R. Norris to dismiss).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

ATTESTED BY:

  
EDWARD L. CURRY  
Executive Director

FINAL DATE OF ORDER: JAN 29 1990

UNDER 11 DCMR 3103.1, "NO DECISION OR ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN DAYS AFTER HAVING BECOME FINAL PURSUANT TO THE SUPPLEMENTAL RULES OF PRACTICE AND PROCEDURE BEFORE THE BOARD OF ZONING ADJUSTMENT."

15133order/LJP56

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT



APPLICATION No. 15133

As Executive Director of the Board of Zoning Adjustment, I hereby certify and attest to the fact that a letter has been mail to all parties, dated JAN 29 1990, and mailed postage prepaid to each party who appeared and participated in the public hearing concerning this matter, and who is listed below:

C. Robert Buchanan  
Buchanan Ricciuti & Balog AIA  
1500 Metropolitan Tower  
Youngstown, Ohio 44503

Clarene Martin, Chairperson  
Advisory Neighborhood Commission 2-C  
Garrison Elementary School  
1200 S Street, N.W., Suite 202  
Washington, D. C. 20009

A handwritten signature in black ink, appearing to read "ELC", is written over a horizontal line.

EDWARD L. CURRY  
Executive Director

DATE: JAN 29 1990